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Attorneys for Defendant Gregory L. Reyes

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

ANDREW E. ROTH, derivatively on behalf of)	CASE NO. 3:06-CV-02786 CRB
BROCADE COMMUNICATIONS)	
SYSTEMS, INC.,)	STIPULATION AND PROPOSED
Plaintiff,)	ORDER EXTENDING TIME FOR
v.)	DEFENDANT GREGORY REYES TO
GREGORY REYES, MICHAEL BYRD,)	RESPOND TO FIRST AMENDED
ANTONIO CANOVA, JACK CUTHBERT,)	COMPLAINT
and BROCADE COMMUNICATIONS)	
SYSTEMS, INC.,)	
Defendants.)	Judge: Hon. Charles R. Breyer
	Courtroom: 8, 19 th Floor

WHEREAS, the complaint in this action was filed on April 24, 2006;

WHEREAS, defendant Brocade Communications Systems, Inc. ("Brocade") filed a motion to dismiss the complaint on June 8, 2006;

WHEREAS, plaintiff decided to amend the complaint in lieu of opposing the motion to dismiss, and so advised defendant Brocade;

WHEREAS, plaintiff and defendant stipulated that the amended complaint would be filed by July 14, 2006, with defendant Brocade's response thereto due on August 14, 2006;

WHEREAS, plaintiff and defendant Jack Cuthbert stipulated that Mr. Cuthbert's response to the amended complaint would be filed and served by August 28, 2006;

1 WHEREAS, the Court has approved the foregoing stipulations between plaintiff and
2 defendants Brocade and Mr. Cuthbert;

3 WHEREAS, plaintiff filed his first amended complaint on July 14, 2006; and

4 WHEREAS, defendant Gregory Reyes has requested to respond to the amended complaint
5 by August 28, 2006, and the plaintiff has agreed;

6 IT IS THEREFORE STIPULATED as follows:

7 Defendant Gregory Reyes's response to the amended complaint shall be served and filed by
8 August 28, 2006.

9
10 DATED: July 24, 2006

SKADDEN, ARPS, SLATE, MEAGHER
& FLOM LLP
HARRIET S. POSNER
CARL ALAN ROTH

11
12 /s/ Carl Alan Roth
13 Carl Alan Roth
14 Attorneys for Defendant Gregory L. Reyes

15 DATED: July 21, 2006

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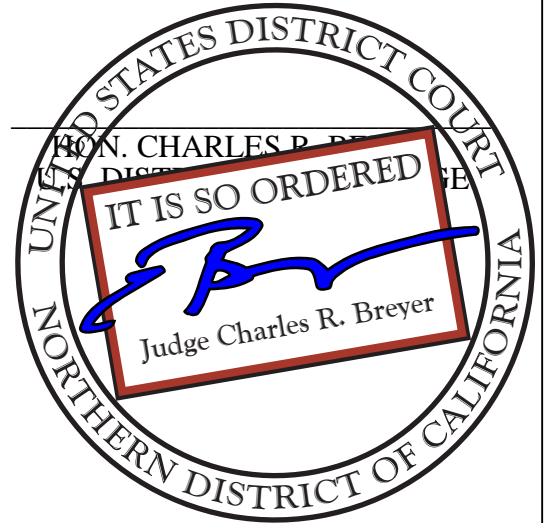
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24 /s/ Willem F. Jonckheer
25 Willem F. Jonckheer
26 Attorneys for Plaintiff Andrew E. Roth

[PROPOSED] ORDER

Good cause appearing, and based on the stipulation of the parties set forth in the above Stipulation, **IT IS HEREBY ORDERED** that the above stipulation is entered by this Court.

DATED: July 24, 2006



1 I, Harriet S. Posner, am the ECF User whose identification and password are being used to
2 file this STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT
3 GREGORY REYES TO RESPOND TO FIRST AMENDED COMPLAINT. In compliance with
4 General Order 45.X.B., I hereby attest that each of the other signatories have concurred in this
5 filing.

6 DATED: July 24, 2006

SKADDEN, ARPS, SLATE, MEAGHER
& FLOM LLP

8 /s/ Harriet S. Posner
Harriet S. Posner